Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE PECE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. PECE

IAN 2 6 2010

## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office,

on **JANUARY 26, 2010** 

Date

Patricia M. Fedorowycz

Signature

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

CUSTOMER NO.: 24498

MAIL STOP: APPEAL BRIEF - PATENTS

ATTACHED: - FEE TRANSMITTAL (PTO/SB/17), in duplicate;

PETITION FOR THREE MONTH EXTENSION (PTO/SB/22),

-in-duplicate; and

APPELLANTS BRIEF (17 pages).

Examiner: Maurice L. McDowell, Jr. **■10/584,743** Serial No.

Docket No.: PD040001 2628 Art Unit:

TOTAL NUMBER OF PAGES INCLUDING THIS SHEET: 22

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chlef Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

 $\mathcal{N}_{\mathcal{L}}$ 

"JAN 26 2010 17:14 FR THOMSON LICENSING 609 734 6888 TO 815712738300

JAN 2 6 2010

PTO/SB/17 (01/06)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Perent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).				Complete if Knowπ				
				Application Num	ber 10/5	84,743		·
FEE TRANSMITTAL for FY 2007				Filing Date	Jun	June 26, 2008		
				First Named Inve	entor Seb	Sebastien Weitbruch		
				Examiner Name		rice L. McD	owell, Jr	•
Applicant claim	o omali ootiti	retatue Saa	37 CFR 1 27	Ar Unit	262			
Applicant clain	18 amaii enor				DD.	PD040001		
TOTAL AMOUNT O	F PAYMENT	(\$) 165	0.00	Attorney Docket	No. PD	74000 t		
METHOD OF PAYMENT (check all that apply) CUSTOMER NUMBER: 24498								
☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identity):								
Deposit Accourting For the above-ide Charge fe Charge at fee(s) under WARNING: Information	entified deposition(a) indicate ny additional 37 CFR 1.16 no this form n	t account, the ed below fee(s) or ur and 1.17	Director Is hereb nderpayments o	☐ Charge  F ⊠ Credit	(check all ti fee(s) ind any overpa	nat apply) icated below, tyments	except 1	ENSING LLC for the filing fee
FEE CALCULATION	(All the tees	below are di	us upon filing or	may be subjec	t to a surci	suge.)		
1. BASIC FILING, SEARCH, AND EXAMINATION FEES FILING FEES SEARC			CH FEES 9mail Entit	E	EXAMINATION FEES Small Entity			
Application Type	Fee (\$)	Small Entity Fee (\$)	<u>Fea (\$)</u>	Fee (\$)	Fec	_	ec (\$)	Fees Paid (S)
Utility	300	160	500	260	20		100	
Design	200	100	100	50	13	0	65	
Plant	200	100	300	150	16	0	80	
Reissue	300	150	500	250	60	ò	300	
Provisional	200	100	0	0		D	0	
			•			-	^U_	ARA
2. EXCESS CLAIM F	ÆE8					Fee (5)	Small En	HIY Fee (3)
Fee Description						50 25		
Each claim over 20 (including Reiseues)  Each Independent claim over 3 (including Reiseues)					200 100			
Multiple dependent claim		ig i ioiscacus				360		180
Total Claims	<u> </u>		Fee (5)	5) <u>Fee Paid (\$)</u>		Multiple Depend		t Cielms
- 0	r HP =			= \$0		Fee (S)		Fee Paid (\$)
HP = highest number of	total claims pak	d for, if greater	than 20.					
Independent Claims	EX	tra Claims	<u>Fee (\$)</u> x \$220	Fee Pald (\$) = \$		-	-	
HP = highest number of	Independent ch	sims paid for, it	greater than 3.		'			
3. APPLICATION SI	ZE FEE							
If the specification ar listings under 37 CFF sheets or fraction the	3 1.52(e)), the	application s	lze fee due is \$25	0 (\$125 for sma				
Total Sheets	Extra Sh		Number of each				<u>(\$)</u>	Foe Paid (\$)
- 100 s		/ 50 =	(rou	ind up to a whole	K (160mm)n e	· —		
4. OTHER FEE(S)		o (no omali s	otite diagonas					Fees Paid (5)
Non-English Specification, \$130 fee (no small entity discount)  Other (e.g., late filing surcharge):FEE FOR THREE MONTH EXTENSION - \$1110.00								
Ottet (a.å.) iste muå			ppeal Brief - \$5		+ · · · · · · · · · · · · · · · · · · ·			\$1650.00
SUBMITTED BY			Registration No.		4.00	·	(000) =	04.6865
Nато (Рим/Туре)	JAMES M	CKENZIE	(Attornay/Agent)	51,	148	Telephone	(609) 7	34-6866

SUBMITTED BY					
Nатю (Р <i>ітиТуре</i> )	JAMES MCKENZIE	Registration No. (Attorney/Agent)	51,148	Telephone	(609) 734-6866
Signature	204.52				January 26, 2010

This collection of information is required by 37 CFA 1.156, The information is required to obtain or retain a benefit by the public which is to file (and by the UEPTO to process) an application. Combinitizing its governed by 36 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including perhapsing properties, and submitted the completed explication from to the UEPTO. This will vary repending upon the included and comments on the amount of the comments to committee the form the of suggestions for retaining this turden, which he say in the complete of the formation Office, U.S. Pipers and Trudemark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1460, OO HOY SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Princes, P.O. Box 1450, Alexandria, VA 22313-1450, in completing the farm, call 1-800-PTO-8188 and 4-860 option 2.

## RECEIVED CENTRAL FAX CENTER 609 734 6888 TO 815712738300

JAN 2 6 2010

PTC/88/17 (01/06)

Approved for use through 07/31/2006. OMB 0661-0032

U.S. Philint and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1895 no persons are required to respond to a collection of information unique it displays a valid OMB control number

Fees purposed to the Consolidated Appropriations Act, 2005 (H.R. 4818).  FEE TRANSMITTAL				Cómpleta If Khówn					
				Application Number	10/584,74	10/584,743			
				Filing Date	June 26, 2006				
for FY 2007				First Named Inventor	Sebastlen	Sebastien Weitbruch			
				Examiner Name		-	Ter .		
Applicant cla	alms small entity	zstatus Se	e 37 CER 1 27		Maurice L. McDowell, Jr.				
				Art Unit	2628				
TOTAL AMOUNT	OF PAYMENT	<u>  (\$) 16</u>	50.00	Attamey Docket No.	Stamey Docket No. PD040001				
METHOD OF PAYMEN	IT (check all that and	w Cus	TOMER NUME	FR- 24498					
METHOD OF PAYMENT (check all that apply) CUSTOMER NUMBER: 24498  Check Credit card Money Order Other (Diease Identity):									
Deposit Account: Deposit Account Number 07-0832  For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)  Charge fee(s) indicated below  Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17  WARNING: Information on this form may become public. Credit card information and authorization on PTO-2038.									
FEE CALCULATIO	N (All the fees t	pelow are d	ve upon filling or	may be subject to a	surcharge.)				
1. BASIC FILING,							<del></del>		
	flung fe		SEARC	H FEES	EXAMINA'	TION FEES			
Application Type	<u>Fee (\$)</u>	Fee (\$)	<u>Fee (\$)</u>	Small Entity Fee (\$)	Fee (\$)	Small Eni	···		
Utility	300	150	500	250	200	<u>Fee (\$)</u> 100	Fees Peld (\$)		
Design	200	100	100	60	130	65			
Plant	200	100	300	150	160	80	**************************************		
Reissue	300	150	500	250	600	300			
Provisional	200	100	0	0	0	o ·	4		
		x \$52 =	Fee Paid (\$)	Fee 50 200 380 Multi	i i dple Dependen	Fee (\$) 25 100 180			
Independent Claim	s Extr	. Cleims	Fee (\$)	Fee Pald (\$)	<del></del>				
	or HP ∞		× \$220 -	•					
HP = highest number of independent claims paid for, if greater than 3.  3. APPLICATION SIZE FEE  If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).									
Total Sheets	Extra Sheet	pā N	umber of each ad	ditional 50 or fracti	on thereof	Fee (\$)	Fee Peld (\$)		
- 100 =	· · · · · · · · · · · · · · · · · · ·	/ 50 =	(round	up to a whole numb	er) x		=		
4. OTHER FEE(S)  Non-English Specification, \$130 fee (no small entity discount)  Other (e.g., late filing surcharge):FEE FOR THREE MONTH EXTENSION - \$1110.00									
FEE FOR Appeal Brief - \$540.00 \$1650.00									
SUBMITED BY									
Name (Print/Type)	JAMES MCK	ENZJE	Registration No. (Attorney/Agent)	51,148	Tolephone	(609) 734	1.8888		
Signature					· CHAPTER IN		·		
This collection of information is re	RATE BY 87 CFR 1.156, 12	on et recentaire en	Quired to cotain or retain a ho	TACO BY The dubilic which is so the	and he the temperature	variuary	26, 2010		